

04-23-01

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

3200 SUNTRUST PLAZA
303 PEACHTREE STREET, N.E.
ATLANTA, GEORGIA 30308
TELEPHONE 404-653-6400
FACSIMILE 404-653-6444

WRITER'S DIRECT DIAL NUMBER
(404) 653-6460

April 20, 2001

ATTORNEY DOCKET NO. 7738.0147
Express Mail No. EL423321865US

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Re: New U.S. Patent Application
Title: NON CALORIC FROZEN CARBONATED BEVERAGE
Inventors: Grant E. DUBOIS et al

Sir:

We enclose the following papers for filing in the United States Patent and Trademark Office in connection with the above patent application.

1. Application - 18 pages, including 4 independent claims and 12 claims total.
2. Please debit our Deposit Account No. 06-0916 for \$890.00 representing a \$710.00 filing fee and \$80.00 for additional claims.

This application is being filed under the provisions of 37 C.F.R. § 1.53(d). Applicants await notification from the Patent and Trademark Office of the time set for filing the Declaration.

Please accord this application a serial number and filing date.

The Commissioner is hereby authorized to charge any additional filing fees due and any other fees due under 37 C.F.R. § 1.16 or § 1.17 during the pendency of this application to our Deposit Account No. 06-0916.

Respectfully submitted,
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By: _____

Lori-Ann Johnson
Reg. No. 34,498

LAJ/jb
Enclosures

**CERTIFICATE UNDER 37 CFR § 1.10 OF
MAILING BY "EXPRESS MAIL"**

7c903 U.S. PTO
09/838809
04/20/01

EL423321865US
USPS Express Mail Label Number

April 20, 2001
Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

By: 

Lori-Ann Johnson

Note: Each paper must have its own certificate by "Express Mail."

Enclosure: U.S. Patent Application - 18 pages
Transmittal Letter - 1 page